



05-04-01

3739

Express Mail Mailing Label No. EL653444121US

TRANSMITTAL  
FORM

Application Serial Number	08/922,263
Filing Date	September 2, 1997
First Named Inventor	Crowley
Group Art Unit	3739
Examiner Name	D. Shay
Attorney Docket No.	BSC-011
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form  <input checked="" type="checkbox"/> Amendment/Response (31 pgs.) <input checked="" type="checkbox"/> Third Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]  <input type="checkbox"/> Petition for Extension of Time  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553)  <input type="checkbox"/> Formal Drawing(s)  <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal  <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application  <input type="checkbox"/> Small Entity Statement  <input type="checkbox"/> CD(s) for large table or computer program  <input type="checkbox"/> Amendment After Allowance  <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board, of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate)  <input type="checkbox"/> Status Inquiry  <input checked="" type="checkbox"/> Return Receipt Postcard  <input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8  <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8  <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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## CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
Fax No.: (617) 248-7100

## SIGNATURE BLOCK

Respectfully submitted,  
  
Date: May 3, 2001  
Reg. No. (Limited Recognition)  
Tel. No.: (617) 248-7808  
Fax No.: (617) 248-7100  
Duan Wu  
Attorney for the Applicant  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110



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FILE TRANSMITTAL  
FY 2001

Complete if Known

Application Serial Number	08/922,263
Filing Date	September 2, 1997
First Named Inventor	Crowley
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Examiner Name	D. Shay
Attorney Docket No.	BSC-011

## METHOD OF PAYMENT

1. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.  
☐ Required Fees (copy of this sheet enclosed).  
☒ Additional fee required under 37 CFR 1.16 and 1.17.  
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

## FEE CALCULATION

## 1. FILING FEE

Large Entity  
Fee (\$)

Fee Description

Fee Paid

710	Utility filing fee	
320	Design filing fee	
150	Provisional filing fee	

Number Filed	Number Extra	Rate	Amount
Total Claims	- 20 =	x \$ 18.00 =	

Independent Claims	- 3 =	x \$ 80.00 =	
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☐ Multiple Dependent Claim(s), if any \$270.00 =

TOTAL:  
SMALL ENTITY DISCOUNT:  
SUBTOTAL (1) (\$) 0.00

## 2. AMENDMENT CLAIM FEES

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total 53	- 49 =	4	x \$ 18.00 =	72.00
Indep. 6	- 6 =	0	x \$ 80.00 =	.00
<input type="checkbox"/> First Presentation of Multiple Dep. Claim				+ \$270.00 = 0.00

TOTAL: (\$) 0.00  
SMALL ENTITY DISCOUNT: (\$) 0.00  
SUBTOTAL (2) (\$) 72.00

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)
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Fee Description

Fee Paid

130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for reexamination	
110	55	Extension for reply within first month	
390	195	Extension for reply within second month	
890	445	Extension for reply within third month	
1,390	695	Extension for reply within fourth month	
1,890	945	Extension for reply within fifth month	
310	155	Notice of Appeal	
310	155	Filing a brief in support of an appeal	
270	135	Request for oral hearing	
130	130	Petitions to the Commissioner	
50	50	Petitions related to provisional applications	
180	180	Submission of Information Disclosure Statement	
710	355	Filing a submission after final rejection (37 CFR 1.129(a))	
710	355	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$) 0.00

SUBTOTAL (1)	0.00
SUBTOTAL (2)	72.00
SUBTOTAL (3)	0.00

TOTAL (\$) 72.00

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Testa, Hurwitz & Thibault, LLP  
High Street Tower-125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
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## SIGNATURE BLOCK

Respectfully submitted,

Date: May 3, 2001  
Reg. No.: (Limited Recognition)  
Tel. No.: (617) 248-7808  
Fax No.: (617) 248-7100

Duan Wu  
Attorney for the Applicants  
Testa, Hurwitz & Thibault, LLP  
High Street Tower-125 High Street  
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PATENT  
BSC-011

#30/F  
Non-Compliant

**Particulars of prior application:**

Serial No.: 08/922,263

Filing Date: September 2, 1997

Examiner: D. Shay of Art Unite 3737

Status: Pending

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Crowley  
SERIAL NO.: 08/922,263 GROUP NO.: 3739  
FILING DATE: September 2, 1997 EXAMINER: D. Shay  
TITLE: INTERVENTIONAL PHOTONIC ENERGY EMITTER SYSTEM

RECEIVED  
MAY 09 2001  
TECHNOLOGY CENTER R3700

Assistant Commissioner for Patents  
Washington, D.C. 20231

**THIRD PRELIMINARY AMENDMENT**

Sir:

Prior to examination, please enter this Third Preliminary Amendment and consider the accompanying remarks. A Continued Prosecution Application Request was filed on February 27, 2001. A check and a Fee Transmittal for extra claim fees resulting from this Amendment are enclosed herewith.

**AMENDMENT**

**In the Specification:**

On page 11, line 22, please replace two occurrences of "92" with --93-- in both instances.

On page 11, line 23, please replace "stent 92" with --stent 91--.

05/08/2001 AGOITOH 00000035 08922263

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